

STATE OF VERMONT  
PUBLIC SERVICE BOARD

Docket No. 7596

Petition of Central Vermont Public Service Corporation ("CVPS") for a Certificate of Public Good ("CPG"), pursuant to 30 V.S.A. Section 248, authorizing the reconstruction of the CVPS Hewitt Road substation in Bristol, Vermont, including (1) the replacement of structural steel; (2) replacement of an existing 46/12.47 kV 5.0/7.0 MVA transformer with a 7.5/10.5 MVA transformer; and (3) associated upgrades including oil containment, bus work, breakers with microprocessor-based relays, battery system, and a control house – )

and

Docket No. 7597

Joint Petition of Central Vermont Public Service Corporation ("CVPS") and Vermont Electric Power Company, Inc. ("VELCO"), for a Certificate of Public Good ("CPG"), pursuant to 30 V.S.A. Section 248, authorizing (1) the reconductoring of 3.9 miles of 46 kV transmission line in Middlebury and Weybridge, Vermont; (2) construction of a new 46 kV transmission line 5 miles in length in Weybridge and New Haven, Vermont; (3) expansion of the CVPS Hewitt Road substation, including the installation of a 46 kV 5.4 MVAR capacitor bank, in Bristol, Vermont; (4) installation of new substation breakers at the VELCO Middlebury substation in Middlebury, Vermont; and (5) installation of new substation breakers at the VELCO New Haven substation in New Haven, Vermont (the "Middlebury Reliability Project") – )

Order entered: 10/20/2010

**ORDER RE: CONTINUED INTERIM PROTECTION OF EXHIBITS**

On August 20, 2010, the Public Service Board ("Board") issued an Order and two Certificates of Public Good ("CPG") approving, with conditions, the Middlebury Reliability Project and the Hewitt Road substation reconstruction proposed by Central Vermont Public Service Corporation ("CVPS") and Vermont Electric Power Company, Inc. ("VELCO").

During the proceedings in these Dockets, CVPS filed motions seeking confidential treatment of portions of Exhibits CVPS-7597-LRK-2, JRF-21 and JRF-23. CVPS represented that the redacted information in the exhibits may constitute Critical Energy Infrastructure information ("CEII") as defined by the Federal Energy Regulatory Commission ("FERC").

As part of the August 20 Order, the Board denied CVPS's request for a protective order, without prejudice. The Board provided CVPS a period of 30 days from the date of the Board's order to file a renewed or modified motion addressing the deficiencies of the filings. The Board allowed the subject information to be kept under seal pending a renewed or modified motion by CVPS and directed that it be removed from seal if a renewed or modified motion was not filed by that deadline.<sup>1</sup>

On September 14, 2010, VELCO submitted a request with the Board asking the Board to convene a workshop to discuss the identification, protection, and handling of CEII. CVPS and other parties joined in this request.

On September 20, 2010, CVPS filed a request to extend the interim protections afforded to the non-redacted versions of Exhibits CVPS-7597-LRK-2, JRF-21 and JRF-23 until the Board concludes its consideration of the pending request for the commencement of a CEII workshop.

On September 24, 2010, Board staff issued a memorandum that expressed the intent to conduct a CEII workshop on October 28, 2010.

On September 29, 2010, VELCO filed a letter in support of CVPS's extension request until after the CEII workshop's conclusion.

On October 4, 2010, the Department also filed a letter in support of CVPS's extension request until after the CEII workshop's conclusion and after the Board resolves the CEII issues raised by the parties in this Docket. In addition, the Department noted that it was not waiving its right to object to any subsequent motion filed by CVPS concerning these exhibits.

No other parties filed comments regarding CVPS's extension request.

Because the subject exhibits may contain CEII, we conclude that it is sensible to extend the interim protection of Exhibits CVPS-7597-LRK-2, JRF-21 and JRF-23 pending our more general consideration of the treatment of CEII. Therefore, the redacted information in Exhibits

---

1. See *Joint Petition of CVPS and VELCO*, Dockets 7596/7597, Order of 8/20/10 at 5-8 and 70.

CVPS-7597-LRK-2, JRF-21 and JRF-23 shall remain under seal. Within thirty days of the completion of the Board's CEII workshop process, or by April 29, 2011, whichever is earlier, CVPS shall file a renewed or modified motion for protection of the redacted information in the exhibits or a request to extend further the interim protection of the information.

SO ORDERED.

Dated at Montpelier, Vermont, this 20<sup>th</sup> day of October, 2010.

<u>s/ James Volz</u>	)	
	)	PUBLIC SERVICE
	)	
<u>s/ Davic C. Coen</u>	)	BOARD
	)	
	)	OF VERMONT
<u>s/ John D. Burke</u>	)	

OFFICE OF THE CLERK

FILED:      October 20, 2010

ATTEST: s/ Judith C. Whitney  
Deputy Clerk of the Board

*NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)*